

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Shea David Rogers**
Docket No. **275739**
L.C. No. **05-001945-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.211(E)(2), orders:

This cause of action is REMANDED to the circuit court for appointment of substitute appellate counsel as a result of current counsel's failure to provide the Court with a copy of the order of appointment, five copies of a statement of facts explaining the reasons for delay, five copies of a current set of the circuit court's register of actions, five copies of the judgment of sentence, a copy of the plea and sentencing transcripts, a copy of the presentence investigation report, and a proof of service that he sent a copy of the statement of facts explaining the reasons for delay to the prosecutor.

Within 14 days of the certification of this order, Dennis J. Mahon, appellant's current appellate attorney, shall remit court costs in the sum of \$250.00 to the Clerk of this Court for failing to pursue this appeal in accordance with the court rules. Such costs are personal to the attorney and shall not be charged back to the county or the state.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR - 5 2007
Date

Sandra Schultz Mengel
Chief Clerk